IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH DAKOTA

Rodney J. Hatzenbihler, individually and on behalf of the Estate of Peter W. Hatzenbihler, deceased,

Plaintiff,

vs.

A.P.I., Inc., et al.,

Defendants.

Civil File No.: 1:89-cv-000146-RRE-ARS

STIPULATION OF DISMISSAL WITH PREJUDICE

[1] The Plaintiff, Rodney J. Hatzenbihler, by and through his attorney, David C. Thompson, David C. Thompson P.C., and Defendant Owens-Illinois, Inc., by and through its attorney, Patrick T. Tierney, Collins, Buckley, Sauntry & Haugh, P.L.L.P., in accordance with Rule 41 of the North Dakota Rules of Civil Procedure, hereby stipulate and agree to the dismissal, with prejudice, of the above-entitled defendant from this action, without costs to any party.

[2] The parties hereto jointly move the Court to enter its Order dismissing the above-entitled action against Owens-Illinois, Inc. with prejudice and without costs to any party.

DAVID C. THOMPSON, P.C.

Dated: January 19, 2017.

By: */s/ David C. Thompson* .
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COLLINS, BUCKLEY, SAUNTRY & HAUGH, P.L.L.P.

Dated: January 19, 2017

BY: */s/ Patrick T. Tierney* .

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